

Beaver County
Beaver, UT 84713
November 13, 2006

The Board of County Commissioners met on November 13, 2006 at 10:00 a.m. for its regularly scheduled meeting. Those present were William L. Dalton, Member; Chad W. Johnson, Member; Bryan L. Harris, Commission Assistant; Leo G. Kanell, Deputy Attorney; and Paul B. Barton, Clerk/Auditor. Comm. Mark S. Whitney and Attorney Von J. Christiansen were excused.

Because of the absence of Comm. Whitney, it was moved by Comm. Dalton and seconded by Comm. Johnson to appoint Comm. Johnson and temporary chairman and to have the chair automatically transferred on all motions. All voted in favor of the motion.

Minutes of the October 2 & 16, 2006 meetings were read. It was moved by Comm. Dalton, seconded by Comm. Johnson and passed to approve the minutes.

Interviews for Beaver County Public Defender contract were held. The following people were interviewed: George Renner, William L. Bernard, and Randall Allen & Ann Marie McIff Allen. The matter was tabled. The Board discussed the applicants later in the day. Mr. Kanell recommended that the County hire Barnes & Allen as the public defender.

Lt. Keith Draper met with the Board to discuss hiring nursing staff at the Jail. It was moved by Comm. Dalton, seconded by Comm. Johnson and passed to advertise for 1 RN position and 2 LPN positions. The pay range for the RN would be \$23.00 to \$27.00 and LPN would be \$14.00 to \$18.00 depending on experience.

It was moved by Comm. Dalton, seconded by Comm. Johnson and passed to approve a memorandum of understanding between the County and the State Department of Corrections re: purchase and use of dental equipment at the jail. Lt. Draper was authorized to sign the agreement on behalf of the County.

National Incident Management System matters were tabled to the next meeting.

Mr. Harris updated the High Desert Trail issues with the Board. The map was reviewed.

It was the consensus of the Board to provide a gift certificate at a restaurant for a Christmas gift to the employees. This is a current practice that has been in place for several years.

The cleaning contract in the administrative areas at the correctional facility was discussed. The matter was tabled. The Board discussed the issue again. It was the consensus of the Board to advertise for two part-time employees at 15 hours per week.

The USU Extension Service met with the Board to make a presentation on their activities. Those from the Extension Service were Mark Nelson, Clint Albrecht, Janice Foster, Kathryn Flanigan, LaReta Reynolds and Sharolyn Hanley. The Board thanked Mr. Nelson and his staff for

all of their efforts in the county.

Public hearings - 1:00 P.M.

A public hearing for Ordinance #2006-13 - a rezonement petition filed by Desiree Shotwell to change the zone from MU-20 to RE-1. No one appeared to protest. It was moved by Comm. Dalton and seconded by Comm. Johnson to approve the requested change and authorize Comm. Johnson to sign the ordinance. All voted in favor of the motion.

A public hearing on Ordinance #2006-17 - An Ordinance allowing additional uses in Chapter 10.16.030 to allow LPG Gas bulk distribution as a conditional use. Margaret Boyle, Garth Browner, Karianne Jarvis and Pat Warby were present to ask questions. Mrs. Boyle is concerned because a current proposal has tanks in close proximity to her home near the Manderfield I-15 interchange. It was moved by Comm. Dalton and seconded by Comm. Johnson to adopt the ordinance and authorize Comm. Johnson to sign the ordinance. All voted in favor of the motion.

A public hearing on Ordinance #2006-14 - An Ordinance adding conditional use for plants for the production of electricity, powered by whatever power source is available, provided electrical generating wind turbines shall be located no closer than 2640 feet from a habited dwelling, etc. was discussed. No one appeared to protest. It was moved by Comm. Dalton and seconded by Comm. Johnson to approve the ordinance and authorize Comm. Johnson to sign the document.

A public hearing on Ordinance #2006-12 - An Ordinance adding paragraph 108A - Petroleum Refining to chapter 10.16.030 to the Multiple Use District as a conditional use. No one protested the change. It was moved by Comm. Dalton and seconded by Comm. Johnson to approve the ordinance and authorize Comm. Johnson to sign the document. All voted in favor of the motion.

A public hearing on Ordinance #2006-13 - An ordinance adding paragraph 10.08.150 to the zoning ordinance. No one appeared to protest the action. It was moved by Comm. Dalton and seconded by Comm. Johnson to approve the ordinance and authorize Comm. Johnson to sign the document. All voted in favor of the motion.

Rob Adams met with the Board to discuss an application filed by the Iron County Water Conservancy District on unappropriated water in western Beaver County. Mr. Adams recommended that the County talk with the Conservancy District. Comm. Johnson and Comm. Dalton feel that the Board needs to talk with the Iron County Commissioners. Also, the Board needs to hire legal counsel. Mr. Adams and Mr. Harris will contact several law firms to get basic information from them so the Board can hire someone to represent the County's interests.

Mr. Adams discussed concerns re: a new wind electrical generation plant and the property tax implications. Mr. Harris and Mr. Adams will follow the issue.

Kathryn Evans and Gloria McDermott met with the Board to discuss residency requirements to compete in the Miss Beaver County Pageant. There were problems and questions re: residency during the 2006 competition. Mrs. Evans would like to see some guidelines re: participation in the

pageant. It was the consensus of all in attendance to have the Fair Board make up rules for participation to be adopted for future pageants.

LeeAnn Carter, County Treasurer, met with the Board to discuss a refund of funds that were double assessed or over-valued. It was moved by Comm. Dalton, seconded by Comm. Johnson and unanimously approved to refund the following amounts:

Delano Development Corp. - Parcel #1-14-1	\$969.15
Monty Moore - Parcel #2-81-3	82.99

Shad Bradshaw met with the Board to discuss moving the Beaver Justice of the Peace position from part-time to full-time. The matter was tabled and will be considered with the adoption of the 2007 budget.

Bills on file were approved for payment.

There being no further business, the meeting was adjourned.

APPROVED _____
Chairman

Clerk/Auditor

Beaver County
Beaver, UT 84713
November 20, 2006

The Board of County Commissioners met on November 20, 2006 at 10:00 a.m. for its regularly scheduled meeting. Those present were Mark S. Whitney, Chairman; William L. Dalton, Member; Chad W. Johnson, Member; Von J. Christiansen, Attorney; Bryan L. Harris, Commission Assistant; and Paul B. Barton, Clerk/Auditor.

It was moved by Comm. Johnson and seconded by Comm. Dalton to close the meeting to discuss the character and professional competence of an individual. All voted in favor of the motion. The meeting was closed at 10:00 a.m. Those present were Comm. Whitney, Comm. Dalton, Comm. Johnson, Mr. Christiansen, Mr. Harris and Mr. Barton. Also present one at a time were George Campeau, Terry Wiseman, Karen Tubbs and Dennis Cox. These individuals were interviewed for the office of Justice Court Judge of the Milford Precinct. The closed session began at 10:00 a.m. It was moved by Comm. Johnson, seconded by Comm. Dalton and unanimously approved to return to open session at 11:10 a.m. The law states that the chairman makes the appointment and the Board

ratifies the appointment. Comm. Whitney recommended for appointment the name of Dennis Cox. It was moved by Comm. Johnson, seconded by Comm. Dalton and unanimously approved to ratify the appointment.

The Board discussed the health insurance programs for the 2007 year. After review of the programs, it was moved by Comm. Johnson, seconded by Comm. Dalton and unanimously approved to set the employer contribution on the health insurance programs at the following monthly rates:

Single coverage	\$340.00
Double coverage	680.00
Family coverage	925.00

The county will offer both Advantage Care and Summit Care programs with \$250, \$500 and \$1000 deductible plans. The employee will have the ability to choose from the six programs. The dental and life programs are included in the basic package. Vision and LTC programs are the employees choice and will be paid for by payroll deduction.

Terry Kraskow and Cindy Mackelprang, from the Forest Service, met with the Board to express concern about the development on the Beaver mountain and would like to be included in the planning process at the new development in the Elk Meadows area. The Board will send a letter inviting the Forest Service to serve on the advisory committee.

A tax abatement application received from Morris Thatcher was reviewed. Mr. Thatcher filed an application in May, 2006 and stated that he had moved to Mesquite, NV in January. He filed a later application claiming Utah residency. It was moved by Comm. Dalton, seconded by Comm. Johnson and unanimously approved to deny the application.

Craig Davis met with the Board to discuss hiring a consultant for planning services for the Elk Meadows development. The cost of the consultant will be paid for by the developer at the resort. It was moved by Comm. Dalton, seconded by Comm. Johnson and unanimously approved to hire Planning & Development Services.

The Board discussed designating an engineering review and inspection consultant for Mt. Holly Club Development. It was the consensus of the Board to have Jones & DeMille Engineering act as consultants.

It was moved by Comm. Johnson, seconded by Comm. Dalton and unanimously approved to send a letter of support for the Beaver City Library stating that they provide services to the unincorporated areas of the county and not just to city residents.

The Board discussed the need to hire legal counsel with an expertise in water issues to assist the Board in the west desert water issues involving the Iron County Water Conservancy District and its filing on water in western Beaver County. Mr. Harris had approached the following attorneys and the rates that they charge:

Steve Clyde	\$285/hr.
Dan Jensen	260/hr.

John Mabey

185/hr.

It was moved by Comm. Dalton, seconded by Comm. Johnson and unanimously approved to hire Steve Clyde.

A letter of appeal from the Salt Lake Tribune re: a records request was discussed. Mr. Christiansen explained that there was an incident where two people were found dead. The Tribune was seeking material that had been classified protected and had refused to release the items to the public. It was moved by Comm. Johnson, seconded by Comm. Dalton and unanimously approved to deny the appeal.

Comm. Whitney discussed an issue related to the Homeland Security Grant Program. It was moved by Comm. Dalton, seconded by Comm. Johnson and unanimously approved to authorize the chairman to sign documents for the grant program for 2006.

Doug Erickson met with the Board to discuss items related to the 2007 budget. The matter was tabled to the 2007 budget discussions next month.

There being no further business, the meeting was adjourned.

APPROVED _____
Chairman

Clerk/Auditor
